

in the arts, or which are used as insecticides, or for killing rats, roaches, wolves, prairie dogs, or other undesirable insects or animals, when such substances are sold in unbroken packages, bearing a label having plainly written on it the name of the contents, the word "poison," and the name of at least two readily obtainable antidotes, or for selling any drugs or any chemicals, or any patent or proprietary remedies which do not contain alcohol, or any of the narcotics heretofore mentioned in this Article, or from selling any flavoring extracts or any toilet preparations, or any food products, or any beverages; provided, further, nothing in this Act shall be construed to prevent the sale of stock on hand at the time this Act goes into effect.

McNEALUS.

Committee Room,  
Austin, Texas, Feb. 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Education, to whom was referred

S. B. No. 234, A bill to be entitled "An Act creating and incorporating the San Antonio Independent School District, and defining its boundaries, etc., and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

BEE, Chairman.

Committee Room,  
Austin, Texas, Feb. 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 172, A bill to be entitled "An Act to fix the time when a chattel mortgage shall be presumed to be paid, and for their destruction by the County Clerk after a designated period and providing that chattel mortgages on agricultural products shall not be notice to those not parties to the instrument of the lien, unless the party who owes the debt for which the chattel mortgage is given shall make affidavit and have said mortgage advanced on the record, on or before

January 10th of the year for which mortgage is claimed as a lien on said agricultural products, and declaring an emergency, amends Article 5662, Chapter 7, Title 86, R. S. 1911,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

BAILEY, Chairman.

## TWENTY-FIFTH DAY.

Senate Chamber,  
Austin, Texas.  
Friday, February 9, 1917.

The Senate met at 9:50 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. Henderson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hopkins.
Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.

Absent—Excused.

Suiter.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Westbrook.

## Special Committee Appointed.

Senate Chamber,  
Austin, Texas, February 9, 1917.

To the Senate:

To serve on the Special Committee to whom has been referred by the Senate Simple Resolution No. 66, I appoint the following: Senators Page, Dayton and Henderson.

HOBBY, Lieutenant Governor.

**Messages From the House.**

Hall of the House of Representatives.  
Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 33, A bill to be entitled "An Act creating for Dallas County an additional county court at law; providing a name therefor; prescribing the jurisdiction thereof; providing for the election and qualification of the judge thereof; fixing the judge's compensation; specifying the terms of said court; prescribing the fees to be collected by the judge thereof; prescribing the powers and duties of the judge thereof, etc."

H. B. No. 39, A bill to be entitled "An Act to relieve the crowded condition of the dockets of the Supreme Court by further regulating the mode in which, and the conditions on which, judgments of the Courts of Civil Appeals may be brought before the Supreme Court for revision, granting additional powers to the Chief Justice and Associate Justices of the Supreme Court and of the Courts of Civil Appeals, as incidental to the offices held by them; providing for compensation of certain justices of the Courts of Civil Appeals while acting as herein provided; and declaring an emergency."

H. B. No. 43, A bill to be entitled "An Act to amend Sections 1 and 2 of Chapter 20 of the Acts of the First Called Session of the Thirty-fourth Legislature of Texas, 1915, relating to the pay of jail guards, and declaring an emergency," with engrossed rider.

H. B. No. 65, A bill to be entitled "An Act creating the Eightieth Judicial District of Texas, to be composed of Nueces County, Texas; to fix the jurisdiction of said district court in said district; to provide for a judge thereof, and for a district attorney; to limit the existence of said court; to fix the time of holding the terms of court in said district; to empower the judge of the Eightieth Judicial Court created by this Act and the judge of the Twenty-eighth Judicial District in Nueces County to transfer causes from their respective dockets to the dockets of the other courts in said Nueces County; to provide for the transfer of causes pending on the

docket of the Twenty-eighth Judicial District to the docket of the Eightieth Judicial District created by this Act; to provide that the clerk and sheriff elected in Nueces County, Texas, and their successors in office, be also the officers of the Eightieth Judicial District created by this Act and the Twenty-eighth Judicial District as it now exists; and providing for the return of all process and for the validation of the same issued or to be issued out of either the Twenty-eighth Judicial District Court in and for Nueces County, Texas, or for the Eightieth District Court created by this Act; to provide for the appointment of a judge for the said Eightieth Judicial District; to provide for a district attorney for said Eightieth Judicial District, and declaring an emergency," with engrossed riders.

H. B. No. 474, A bill to be entitled "An Act creating and incorporating the Wilson independent school district, in Lynn County, Texas, and defining the boundaries thereof, etc., and declaring an emergency."

H. B. No. 68, A bill to be entitled "An Act to require the Governor of Texas to appoint an inspector of hides and animals in Nueces County, Texas, and to place said county under the provisions of Articles 7256 to 7304, both inclusive, Revised Civil Statutes of 1911, and providing for fees for inspector appointed by Governor, and declaring an emergency."

H. B. No. 393, A bill to be entitled "An Act to amend Section 42, of Article 30, Title 5, of the Revised Civil Statutes of Texas, so as to provide for the holding of four terms of district court in Taylor and Eastland Counties, changing the time of holding court in Stephens, Callahan and Shackelford Counties, and reducing the terms of court in Stephens County from four to three weeks each."

H. B. No. 366, A bill to be entitled "An Act to amend Section 10 of Chapter 36, page 359, of Acts of the Thirtieth Legislature, approved March 15, 1909, 'An Act to validate the Wichita Falls independent school district,' and for other purposes, by repealing the last clause of Section 10 of said Act, which limits the powers and discretion of the board of equalization of said independent school dis-

strict in the performance of its duties, and declaring an emergency."

H. B. No. 414, A bill to be entitled "An Act creating the Crockett independent school district in Houston County, Texas; defining its boundaries; providing for a board of trustees to manage and control the public free schools within said district; divesting the city of Crockett of the control of its public free schools, and the title of all property now held and used for public school purposes; investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the general laws; creating the trustees of said independent school district a board of equalization thereof, and conferring upon them the power and so forth given by the general laws, and declaring an emergency."

H. B. No. 63, A bill to be entitled "An Act granting to the city of Corpus Christi, Texas, all right, title and interest of the State of Texas to certain land lying and being situated under the waters of Corpus Christi Bay; and granting to said City of Corpus Christi the right, power and authority to construct, own and maintain certain sea walls, breakwaters and dams, and to fill in the space between the main land and said sea walls, breakwaters and dams, with sand dredge, spoil or other material; and granting to the City of Corpus Christi the right to take from Corpus Christi Bay such sand, dredge, spoil or other material as may be necessary or desirable for filling in said space; and authorizing said city of Corpus Christi to remove and abate any encroachments or structure existing on said property east of the line; fixing the limit, riparian rights and to bring suit or suits as may be necessary to carry out the provisions of this Act; and granting to said City of Corpus Christi the right to fix a shipping district and to purchase, construct, own and maintain piers and wharves, aid to grant franchises therefor into the waters of Corpus Christi Bay beyond said sea walls, breakwaters and dam upon vote of the people of the said city; also fixing the rights of the riparian owners, and granting the right of eminent domain and reserving all mineral right to the State, requiring two dollars per acre to be paid for said land, and the disposing of said

funds; fixing the time to begin construction, and providing for ratification," with engrossed rider.

H. B. No. 127, A bill to be entitled "An Act to render unlawful the issue of road warrants or other evidence of indebtedness, except bonds as provided in Article 605 of the Revised Civil Statutes of Texas, for the purpose of laying out, constructing, maintaining or repairing any road or bridge, unless the same be payable during the current year for which it is issued, and not in excess of the amount that can be paid out of the current funds of the county for such year," with engrossed rider.

H. B. No. 138, A bill to be entitled "An Act to be known as the interchangeable jury law, to regulate the selection, organization and custody of juries in all cases except capital and lunacy cases in counties where there are now three, or may hereafter be established three or more district courts, and to repeal all laws in conflict herewith."

H. B. No. 49, A bill to be entitled "An Act to amend Section 6 of Chapter 41, of the Special Laws of the Regular Session of the Twenty-seventh Legislature, entitled 'An Act to create a more efficient road system for Coryell County, Texas, etc.,' as the same was amended by an Act of the Thirtieth Legislature, known as House Bill No. 339, and as the same was amended by Chapter 62 of the Regular session of the Thirty-fourth Legislature; providing that any citizen of Coryell County liable to road duty who shall pay to the county treasurer the sum of three dollars by the second Tuesday in February of each year shall be exempt from road duty for such year, and providing that any person liable to road duty who fails to pay such tax shall be required to pay the sum of one dollar for every day he fails to appear and work on the road, and declaring an emergency."

H. B. No. 470, A bill to be entitled "An Act to enlarge the territory of the Port Arthur independent school district, so as hereafter to include a portion of common school district No. 11 of Jefferson County, and providing that the territory so to be annexed to the Port Arthur independent school district shall continue to pay its pro rata of taxes levied or to be levied for the payment of the interest and sinking fund of the bonds

now outstanding of Common School District No. 11, and for the manner of their assessment and collection, etc., and declaring an emergency."

H. B. No. 479, A bill to be entitled "An Act enlarging and establishing the Liberty Independent School District, in Liberty County, Texas, etc., and declaring an emergency."

H. B. No. 412, A bill to be entitled "An Act creating the Jefferson Independent School District, in Marion County, Texas, providing for a board of trustees in said independent school district, and conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of this State upon independent school districts and the board of trustees thereof; to provide for the creation of a board of trustees for the raising of revenue, issuing bonds, building and maintaining school houses, maintaining public free schools, declaring valid an issue of bonds heretofore made, declaring valid a maintenance tax heretofore voted, and declaring an emergency."

H. B. No. 432, A bill to be entitled "An Act to increase the limits of the Sweetwater independent school district by adding thereto certain territory from adjoining districts, etc., and declaring an emergency."

H. B. 425, A bill to be entitled "An Act prescribing additional duties for the county attorney of Wichita County, and fixing his compensation for same."

H. B. No. 495, A bill to be entitled "An Act creating the Kirbyville independent school district in Jasper County, Texas, etc., and declaring an emergency."

Respectfully,

O. P. BASFORD,  
Acting Chief Clerk, House of Representatives.

Hall of the House of Representatives.  
Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. C. R. No. 7, Requesting the members of Congress to oppose the migratory bird bill.

S. C. R. No. 14, Reference to distribution of Republic of Texas currency.

S. B. No. 37, A bill to be entitled "An Act to amend Articles 6772, 6773, 6774, and 6775, of Chapter 1, Title 117, Revised Civil Statutes of Texas, relating to the transcribing of records from the parent county into the newly created counties which have been created either in whole or in part from the territory of any other county or counties in this State, or to which may have been added since its creation the territory of any other county or counties in this State so as to authorize the commissioners' court of the new county to employ a competent person to transcribe the same, other than the county clerk of such new county, to repeal all laws in conflict therewith, and declaring an emergency," with amendments.

H. B. No. 597, A bill to be entitled "An Act to reorganize the Thirty-second, Thirty-ninth and Seventieth Judicial Districts so as to declare what counties compose the Thirty-second, Thirty-ninth and Seventieth Judicial Districts; to fix the time for holding court in the various counties of said districts, to make all process issued to serve before this Act takes effect, including recognizances and bonds returnable to the terms of court as herein fixed and continuing in office judges and district attorneys in each of said districts; to repeal all laws in conflict herewith, and declaring an emergency."

Respectfully,

O. P. BASFORD,  
Acting Chief Clerk, House of Representatives.

#### Bills Read and Referred.

The Chair (President Pro Tem. Henderson) had referred, after their captions had been read, the following House bills:

H. B. No. 33, referred to the Committee on Civil Jurisprudence.

H. B. No. 39, referred to the Committee on Civil Jurisprudence.

H. B. No. 43, referred to the Committee on State Affairs.

H. B. No. 65, referred to the Committee on Judicial Districts.

H. B. No. 474, referred to the Committee on Educational Affairs.

H. B. No. 68, referred to the Committee on Stock and Stock Raising.

H. B. No. 393, referred to the Committee on Judicial Districts.

H. B. No. 366, referred to the Committee on Educational Affairs.

H. B. No. 414, referred to the Committee on Educational Affairs.

H. B. No. 63, referred to the Committee on Internal Improvements.

H. B. No. 127, referred to the Committee on Criminal Jurisprudence.

H. B. No. 138, referred to Committee on Civil Jurisprudence.

H. B. No. 49, referred to the Committee on Roads, Bridges and Ferries.

H. B. No. 470, referred to the Committee on Educational Affairs.

H. B. No. 479, referred to the Committee on Educational Affairs.

H. B. No. 412, referred to the Committee on Educational Affairs.

H. B. No. 432, referred to Committee on Educational Affairs.

H. B. No. 425, referred to the Committee on Civil Jurisprudence.

H. B. No. 495, referred to the Committee on Educational Affairs.

H. B. No. 597, referred to the Committee on Judicial Districts.

H. C. R. No. 7, referred to the Committee on Criminal Jurisprudence.

#### Executive Session.

The Chair here announced that the hour, 10:01 o'clock a. m., to which the executive session on February 2 had arisen to reconvene, had arrived, and directed the Chamber cleared of those not entitled to remain.

In executive session the following confirmations were made, as reported by the secretary to the Journal clerk:

To be Secretary of State, Honorable C. J. Bartlett of Falls County;

To be Commissioner of Insurance and Banking, Honorable C. O. Austin of Bexar County;

To be State Tax Commissioner, Honorable A. P. Bagby of Lavaca County;

To be Assistant Attorney General, Honorable E. B. Hendricks of Brown County;

To be State Revenue Agent, Honorable E. B. House of San Saba County;

To be State Health Officer, Dr. W. B. Collins of Houston County;

To be Game, Fish and Oyster Commissioner, Honorable Will W. Wood of Aransas County;

To be Superintendent of Public

Buildings and Grounds, Honorable Chas. L. Stowe of Grayson County;

To be members of the Board of Pardon Advisers, Honorable William Blakeslee of Travis County and Honorable W. P. Sebastian of Stephens County.

To be Dairy and Pure Food Commissioner, Honorable Robert H. Hoffman of Denton County;

To be State Pension Commissioner, Honorable J. C. Jones of Burleson County;

To be Adjutant General, Honorable Henry Hutchings of Travis County;

To be State Inspector of Masonry, Honorable W. R. Hendrickson of Runnels County;

To be Assistant District Attorney of Bexar County, Honorable John F. Onion Jr. of Bexar County;

To be member of State Insurance Commission, Honorable A. R. Andrews of Kaufman County;

To be member of Live Stock Sanitary Commission, Honorable D. H. Cunningham of Comanche County; Honorable J. Willis Johnson of Tom Green County, and Honorable E. Canougher of Denton County.

To be member of Board of Prison Commissioners, Honorable W. G. Pryor of Fort Bend County.

To be State Reclamation Engineer, Honorable A. A. Stiles of Travis County.

To be State Purchasing Agent, Honorable George Leavy of Hunt County.

The Senate rejected the appointment of Honorable C. W. Woodman of Tarrant County for the office of Commissioner of Labor Statistics.

To be members of the State Board of Health: Dr. L. W. Hollis of Taylor County; Dr. L. M. Weinfield of Bexar County; Dr. W. D. Littler of Tarrant County; Dr. H. J. Childress of Upshur County; Dr. E. M. Wood of Williamson County, and Dr. E. B. Knolle of Austin County.

To be members of the State Board of Medical Examiners: Dr. J. J. Williams of Limestone County; Dr. J. H. McLean of Tarrant County; Dr. John S. McCelvey of Bell County; Dr. W. T. Swain of Dallas County; Dr. H. B. Mason of Bell County; Dr. S. L. Scothern of Dallas County; Dr. H. C. Morrow of Travis County; Dr. T. J. Crowe of Dallas County; Dr. M. D. Cooper of Childress County; Dr. M. F. Bettencourt of Falls County,

and Dr. Arthur M. McElhannon of Grayson County.

To be members of the State Board of Dental Examiners: Dr. T. S. Cartwright of Grayson County; Dr. Field Farrar of Tarrant County; Dr. Earnest C. Belbeze of Harris County; Dr. C. N. McCauley of Dallas County; Dr. Harrison B. Cave of Dallas County, and Dr. A. F. Sontag of McLennan County.

To be members of the State Board of Pharmacy: Henry L. Carleton of Williamson County; W. H. Cousins of Wichita County; H. B. Schumann of Comal County; John A. Weeks of Runnels County, and A. W. Griffith of Travis County.

To be members of the State Board of Veterinary Surgeons: Roy W. Rutherford of Young County; J. S. Spikes of Fannin County; Ben F. Green of Hopkins County; W. N. Mateer of Robertson County; R. V. Taylor of Tom Green County; E. C. Smotherman of Denton County; Dr. E. F. Jarrell of Dallas County.

To be members of the State Board of Nurse Examiners: Miss M. M. Taylor of Bexar County; Miss Oscar Duval of Tarrant County; Miss Katie Van Doren of Bell County; Miss R. Johnson of Washington County, and Miss F. E. Fife of Grayson County.

To be members of the State Mining Board: A. S. Masters of Erath County; W. K. Gordon of Erath County; Wm. Wimberly of Wise County; C. N. Avery of Travis County; J. K. Freeman of Milam County; F. L. Denison of Bell County, and Harry Stineburg of Bell County.

To be members of the State Library and Historical Commission: Mrs. Joseph B. Dibrell of Guadalupe County; Mrs. G. R. Scott of Nueces County, and Miss Emma Burleson of Travis County.

To be members of San Jacinto Park Commission: Maurice Hirsh of Harris County; Mrs. Jonathan Lane of Harris County; Mrs. Mabel F. Smith of Harris County.

To be Pilot Commissioners for Galveston: Thos. L. Cross of Galveston County; Thos. J. Anderson of Galveston County; R. Waverly Smith of Galveston County; Charles N. Rhodes of Galveston County; Herman E. Kleinecke of Galveston County, and Louis A. Adoue of Galveston County.

To be Pilot Commissioners for Houston: E. J. Hussion of Harris

County; W. E. Humphreville of Harris County; Thomas Kehoe of Harris County; A. N. Latham of Harris County; Pat Foley of Harris County.

To be Pilot Commissioners for Sabine Pass, River and Tributaries: Homer Trinkle of Jefferson County; John Young of Jefferson County; J. M. Dullahan of Orange County; D. W. Ryan of Jefferson County, and Harvey Fletcher of Jefferson County.

To be Public Weighers for Houston: C. P. Reynaud of Harris County; John D. Woolford of Harris County; A. Coles of Harris County; Wm. Edmonson of Harris County, and David Rice of Harris County.

To be Branch Pilots for Port of Galveston: Wm. Scrimgeour of Galveston County; Fred W. Johnson of Galveston County; A. C. Steinhart of Galveston County; A. D. Smith of Galveston County; James Boyle of Galveston County; H. G. Jones of Galveston County; L. C. Luth of Galveston County; B. F. Pomeroy of Galveston County; J. W. Simmons of Galveston County; P. J. Stewart of Galveston County; H. B. Jobst of Galveston County; W. E. Hayman of Galveston County; W. W. Wolford of Galveston County; Lewis Locke of Galveston County; J. B. Woolford of Galveston County; G. M. Kelly of Galveston County.

To be Branch Pilots for Port of Sabine, River and Tributaries: A. Olsen of Jefferson County; F. C. Plummer of Jefferson County; W. P. Allen of Jefferson County; Fred B. Plummer of Jefferson County; Chas. F. Wood of Jefferson County; A. M. McFarland of Jefferson County; B. F. Granger of Jefferson County; Jerry B. Johnson of Jefferson County; D. J. Wood of Jefferson County; John Dillon of Jefferson County; Edgar Woodhouse of Jefferson County; Don Allien of Jefferson County; Theodore Carlson of Jefferson County; H. M. Fredricksen of Jefferson County; C. Christofferson of Jefferson County; S. W. Livingston of Jefferson County, and John Kaper of Jefferson County.

To be Branch Pilots for Brazos de Santiago and Harbor and Rio Grande Bar: W. J. Laroche of Cameron County; C. Laroche, Jr. of Cameron County.

To be Branch Pilots for Port Aransas: George M. Roberts of Aransas County; E. B. Mercer of Nueces

County, and C. B. Walker of Nueces County.

To be Branch Pilots for Mouth of Brazos River and Bar: Albert Borrow of Brazoria County; Frank Pesaro of Brazoria County; S. W. Hudgins of Brazoria County; Walter Cherry of Brazoria County, and J. E. Gonzales of Brazoria County.

To be Branch Pilots for Port of Houston and Galveston Bar (to Houston and return only): Fred Allen of Harris County, and J. W. Laughton of Harris County.

To be members of Gonzales State Park Commission: J. C. Jones of Gonzales County; J. W. Rainbolt of Gonzales County, and Clyde Booth of Gonzales County.

To be Public Weighers for Magnolia Park: Wilson W. Murray of Harris County; Walter Thorp, Jr., of Harris County; J. E. Hennessey of Harris County; M. J. Lang of Harris County, and W. E. Monk of Harris County.

To be members of the State Board of Public Accountancy: R. V. Robertson of Potter County; Milton Morris of Travis County; E. J. Archinard of Tarrant County; E. F. Hunter of Bexar County, and W. P. Peter of Dallas County.

To be Commissioners of the King's Burial Park: Mrs. M. F. Lambert of Refugio County; Mrs. Eugene Lowe of Refugio County; Mrs. O. Mitchell of Refugio County.

To be Judge of the Sixty-ninth Judicial District, in place of Honorable D. B. Hill, deceased: Honorable Reese Tatum of Dallam County.

To be members of the Board of Directors for A. and M. College: J. R. Kubena of Fayette County, in place of himself, resigned; A. B. Davidson of DeWitt County; Thos. E. Battle of Falls County, and John T. Dickson of Lamar County.

To be members of Board of Regents of Normal Schools: Robert J. Eckhardt of Williamson, in place of himself, resigned, and Martin O. Flowers of Caldwell County.

To be member Governing Board of Agricultural Experimental Stations: Charles Rogan of Travis County.

To be members Board of Managers, Confederate Woman's Home: T. F. Hardy of Milam County, and Jos. W. Cloud of Travis County.

To be members Board of Managers State Orphan's Home: Aaron

Ferguson of Navarro County, and W. B. Gray of Navarro County.

To be members Board of Managers State Juvenile Training School: J. L. Penry of Tarrant County, and D. C. Homan of Coryell County.

To be member Board of Managers, State Lunatic Asylum: George Sutton of Williamson County.

To be members Board of Managers, Southwestern Insane Asylum: Dr. Homer T. Wilson of Bexar County, in place of J. T. Sluder, resigned; Albert Steves, Jr., of Bexar County, and William Cassin of Bexar County.

To be members Board of Managers, North Texas Hospital for the Insane: W. C. Porter of Kaufman County, and J. E. Thomas of Van Zandt County.

To be members Board of Managers, Confederate Home: Wm. Owen of Bastrop County, and J. H. Bowman of Johnson County.

To be members Board of Regents, College of Industrial Arts: Mrs. Sallie B. Capps of Tarrant County, and Miss E. Breckenridge of Bexar County.

To be members Board of Managers, State Blind Institute: C. D. Johns of Travis County, and W. A. Trenckman of Travis County.

To be members Board of Trustees, Deaf and Dumb Institute: Ike D. White of Travis County, and Morritz Silver of Travis County.

To be members Board of Trustees, Deaf, Dumb and Blind Institute for Colored Youths: Reynolds Lowry of Travis County, and Ed Schutze of Travis County.

To be member Board of Managers, Central Girls Training School: Mrs. Henry B. Fall of Harris County.

To be members Board of Managers, Epileptic Colony: D. E. Russell of Taylor County, and John Haley of Midland County.

To be member Board of Managers of the State Farm Colony for the Feeble Minded: T. J. Butler of Travis County.

#### In the Senate.

(President Pro Tem. Henderson in the chair.)

**Recess.**

On motion of Senator Gibson, the Senate at 12:45 o'clock p. m. recessed until 2:30 o'clock today.

**After Recess.**

(Afternoon Session.)

The Senate was called to order by President Pro Tem. Henderson.

**Bills and Resolutions.**

By Senator McNealus:

S. B. No. 332, A bill to be entitled "An Act to amend Articles 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, Chapter 13, Title 15, of the Penal Code of the State of Texas by adding thereto Articles 697a, 697b, 697c and 697d, defining the offense of Criminal Negligence of the first degree and Criminal Negligence of the second degree; fixing the penalty for this offense and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator McNealus:

S. B. No. 333, A bill to be entitled "An Act providing for the creation and organization of fire districts, and the levying of a tax on the property therein for the purpose of fire protection, and declaring an emergency."

Read first time and referred to Committee on Towns and City Corporations.

By Senator Harley:

S. B. No. 334, A bill to be entitled "An Act to make an emergency appropriation for the purpose of purchasing and installing a storage tank and other facilities to store and convey oil from the Southwest Texas State Normal, and declaring an emergency."

Read first time and referred to Committee on Finance

By Senators Smith and Decherd:

S. B. No. 335, A bill to be entitled "An Act to amend subdivision 2, Article 7355, Chapter 1, Title 126, of the Revised Statutes of the State of Texas for 1911, levying an occupa-

tion tax upon traveling vendors of patent medicines."

Read first time and referred to Committee on Public Health.

By Senator Parr:

S. B. No. 336, A bill to be entitled "An Act to increase the authority and duties of the commissioners court of Nueces County, Texas, and of the county commissioners of said county, to require said county commissioners to devote their time and attention to the affairs of said county, and to fix the salary for the members of said commissioners court, and repealing all laws, general and special, in conflict with the provisions of this Act, and declaring an emergency."

Read first time and referred to Committee on Counties and County Boundaries.

By Senator Johnson of Hall:

S. B. No. 337, A bill to be entitled "An Act creating the Wheeler Independent School District in Wheeler County, Texas; providing for a Board of Trustees in said Independent School District and conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of the State upon Independent School Districts and the board of trustees thereof; to provide for the election of trustees, for the raising of revenue, issuing bonds, building and maintaining school houses, maintaining public free schools, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

**Simple Resolution No. 68.**

By Senators Hudspeth, Bee, Harley, Lattimore and Johnson of Hall.

Whereas, Hon John G. Willacy of Bexar County, formerly a distinguished member of this body, is now in the gallery of the Senate;

Therefore, Be it resolved, that he be extended the privileges of the floor and be invited to address the Senate.

The resolution was read and adopted.

Ex-Senator Willacy addressed the Senate briefly.

Morning call concluded.

## Senate Bill No. 63.

(Pending special order.)

The Chair laid before the Senate, on second reading:

S. B. No. 63, A bill to be entitled "An Act prohibiting the employment of children under fifteen years of age to labor in certain occupations, prohibiting the employment of children under seventeen years of age to labor in certain occupations, prohibiting the sending of children under seventeen years of age to certain places, limiting the hours of labor for children under seventeen years of age, providing for permits to be issued by the county judge for children between the ages of twelve and fifteen years to labor in certain occupations and under certain conditions, requiring employers employing children between the ages of twelve and fifteen years to secure and post permits where child is employed, providing how such permits may be secured, giving the Commissioner of Labor Statistics or his deputies or inspectors free access to all places where children or minors are employed, providing penalties for violations of the act and repealing all laws and parts of laws in conflict with the Act."

The bill having been previously read the second time on February 5.

Senator Clark offered the following amendment:

Amend Senate Bill No. 63, on page 1, line 24, by striking out the numerals (15) and inserting in lieu thereof the numeral (12).

On motion of Senator Westbrook the amendment was tabled.

Senator Clark offered the following amendment which was read and adopted:

(1) Amend Bill 63, page 1, line 25, by striking out after the word "shop" "mercantile establishment, or telephone office, newspaper office, hotel or rooming house."

Senator Lattimore offered the following amendments, which were read: and adopted, being voted upon separately:

(2) Amend bill, page 3, printed bill, line 7, by striking out the words "the parent or parents or guardian of".

(3) Amend bill, page 3, printed bill, line 9, by striking out the words "an invalid father, mother or guardian" and insert in lieu thereof the following, "itself or its mother when wid-

owed or in needy circumstances or its invalid father".

(4) Amend bill, page 3, printed bill, by adding at end of line 11, the words "child or its".

(5) Amend bill, page 3, line 22, by striking out the words "invalid guardian".

Senator Clark offered the following amendment which was read:

(6) Amend Senate Bill No. 63, page 4, line 6, by adding after the word "issued" the following: "There shall be nothing in this Act to prevent the working of school children of any age from June 1 to September 1 of each year, except that they shall not be permitted to work in factory, mill, workshop, theater, moving picture show or other place of amusement and the places mentioned in Sections 2 and 5 of this Act."

Senator Bailey moved the previous question on the pending amendment and the engrossment of the bill. The motion being duly seconded the main question was ordered.

Action recurred on the pending amendment and the same was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Westbrook, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 63 put on its third reading and final passage by the following vote:

Yeas—26.

Alderdice.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.

Absent.

Bailey.	Hopkins.
Gibson.	McCollum.

Absent—Excused.

Suiter.

The bill was laid before the Senate, read third time and passed by the following vote:

## Yeas—25.

Alderdice.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Clark.	McNealus.
Dayton.	Page.
Dean.	Parr.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Westbrook.
Harley.	Woodward.
Henderson.	

## Nays—3.

Bailey.	Johnston of Harris.
Caldwell.	

## Absent.

Hopkins.	McCollum.
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## Absent—Excused.

Suiter.	
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## Reasons for Vote.

I vote no on the final passage of this bill for the reason that I regard the law already on the statute books as sufficient. This bill is entirely too sweeping in its provisions, and, if enacted into law, would, in my judgment, work unnecessary hardships upon certain classes of the people of the State.

JOHNSTON of Harris.

Senator Westbrook moved to reconsider the vote by which Senate Bill No. 63 was passed and table the motion to reconsider.

The motion to table prevailed.

## Simple Resolution No. 69.

(By unanimous consent.)

Be it resolved, That the sergeant at arms furnish the State Library with six copies of all bills and resolutions printed in the Senate.

CALDWELL,  
HUDSPETH.

The resolution was read and adopted.

## Senate Bill No. 71—House Amendments Concurred In

Senator King called up  
S. B. No. 71, A bill to be entitled

"An Act creating and providing for the enforcement of liens for material, machinery or supplies furnished to, or for labor performed for, owners of lands, mines or quarries, or owners of lease-holds for oil, gas, or water wells, for oil or gas pipe lines and rights of way, or for mining or quarrying purposes, and for materials, machinery, supplies or labor for the construction, maintenance, operation or repair of oil, gas, or water wells, or for oil or gas pipe lines, mines or quarries, and prohibiting the sale or removal of property subject to such liens without the consent of the lienholders, and providing a penalty therefor."

The following House amendment was read:

Amend Senate Bill No. 71 by striking out all of line 40, page 3, and all of lines 1 and 2, page 4, and insert in lieu thereof "five", nor more than five hundred dollars.

Senator King moved that the Senate concur in the House amendment, which motion prevailed.

(Senator Dean in the Chair.)

## Senate Bill No. 75—House Amendments Concurred In.

Senator Hudspeth called up

S. B. No. 75, A bill to be entitled "An Act to validate titles to school land which has been purchased from the State on condition of settlement and residence in cases where purchaser made settlement thereon and filed his affidavit of settlement in the General Land Office but transferred the land before the expiration of one year from date of award to another qualified purchaser."

The following House amendments were read:

(1) Amend Senate Bill No. 75 by inserting in line 9, Section 2, after the word "law," the following words: "Or who before the expiration of three years from date of award transferred the land but completed the occupancy and obtained a certificate of occupancy."

(2) Amend the caption by inserting in line 12 after the word "law" the following words: "Or who before the expiration of three years from date of award transferred the land but completed the occupancy and obtained a certificate of occupancy."

Senator Hudspeth moved that the Senate concur in the House amendments, which motion prevailed by the following vote:

Yeas—27.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Hopkins.	

Absent.

Alderdice. Woodward.  
Henderson.

Absent—Excused.

Suiter.

#### Messages From the House.

Hall of the House of Representatives,  
Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 278, A bill to be entitled "An Act amending Articles 2440, 2441, 2442, 2443, 2444 and 2445, Chapter 2, Title 44, of the Revised Civil Statutes of the State of Texas of 1911, providing for county depositories; providing that the amount of the bond of the county depository shall in no event be for less than the total amount of revenue of the county for the next preceding year; adding Article 2443a, providing and requiring special additional bonds to cover any or all special funds, including the sale, or sales, of bonds belonging to the county, or a subscription thereof; providing for the substitution of bonds under the provisions of this Act for bonds now in existence, and declaring an emergency" with amendments.

S. B. No. 123, A bill to be entitled "An Act to make an emergency appropriation for the cost of construction of a fireproof dormitory; to sup-

plement the present available appropriation for the erection of a power plant, and to provide for the main, tenance, support and direction of the summer school at the Agricultural and Mechanical College of Texas for the fiscal year ending August 31, 1917, and declaring an emergency."

S. B. No. 133, A bill to be entitled "An Act making an appropriation to construct and complete necessary buildings for the new Texas School for the Blind, and to build necessary fences, walks and drives, and to beautify the grounds, and to furnish all necessary apparatus, equipment and furniture, and to pay the expenses of moving in order to have the said school ready for occupancy, and declaring an emergency."

S. B. No. 152, A bill to be entitled "An Act to authorize and empower Lamar county or any political subdivision or defined district of said county by a vote of two-thirds majority of the resident property taxpayers, qualified voters of such county or political subdivision or defined district thereof, voting thereon, to issue bonds to any amount not exceeding one-fourth of the assessed valuation of the real property of such county or of such political subdivision or defined district, and to levy and collect taxes to pay the interest on such bonds and provide a sinking fund for the redemption thereof, and for the maintenance of said roads during the life of such bonds for the purpose of construction, maintaining and operating macadamized, graveled or paved roads and turnpikes, and prescribing ways and means of conducting and supervising said work, and to repeal Chapter 3 of the Special Acts of the Thirty-first Legislature and Chapter 15 of the Special Acts of the Thirty-second Legislature, and all other special road laws for Lamar county, and declaring an emergency," with amendments.

S. B. No. 203, A bill to be entitled "An Act to make an emergency appropriation to construct and equip a fireproof dormitory, complete the administration building, and to provide summer support for the College of Industrial Arts, and declaring an emergency."

S. B. No. 211, A bill to be entitled "An Act creating the Crockett Independent School District in Houston County, Texas; defining its boundaries; providing for a board of trus-

tees to manage and control the public free schools within said district; divesting the city of Crockett of the control of its public free schools, and the title of all property now held and used for public school purposes; investing said district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the general laws; creating the trustees of said independent school district as a board of equalization thereof, and conferring upon them powers, and so forth, given by the general laws, and declaring an emergency."

S. B. No. 217, A bill to be entitled "An Act to amend Chapter 155 of the Acts of the Thirty-fourth Legislature; reorganizing the Seventy-fifth Judicial District of Texas; adding thereto the county of Tyler, and removing said county from the First Judicial District of Texas; fixing the time of holding court in the said Seventy-fifth Judicial District and the Ninth Judicial District; repealing by omitting from this Act parts of Sections 1, 2, 3 and 4 of said Acts so amended, and repealing entirely Sections 6, 7, 8 and 9 of said Act so amended, and declaring an emergency."

S. B. No. 214, A bill to be entitled "An Act making emergency appropriation for the support and maintenance of West Texas Normal College to augment the money heretofore appropriated for the regular term of 1917, and declaring an emergency."

S. B. No. 47, A bill to be entitled "An Act making appropriations for the support and maintenance of the Sam Houston Normal School, the San Marcos Normal School, the Denton Normal School and the Canyon City Normal School during the summer of 1917, and declaring an emergency," with amendments.

S. B. No. 61, A bill to be entitled "An Act to amend Article 3420, Chapter 18, Title 52, of the Revised Statutes of the State of Texas of 1911, providing that no property encumbered by certain liens shall be set aside to the widow or children as exempt property, or appropriated to make up the allowance in lieu of exempt property, or for a year's support, until the debts secured by such liens are first discharged, and declaring an emergency," with amendments.

S. B. No. 68, A bill to be entitled "An Act defining common carrier pipe lines engaged, or to engage in the transportation of petroleum oil; declaring all corporations, persons, partnerships, or associations of persons now engaged, or to hereafter engage in transporting petroleum oil from place to place in this State to be common carriers, declaring such common carriers to be public utilities and making them subject to the provisions of this Act; giving the railroad Commission of Texas the power to regulate the rate of such transportation by such common carriers; granting them the right to establish, maintain and operate telegraph and telephone lines upon their rights of way in connection with their business, and to build and maintain their lines under and across or along streams, highways, and streets as other common carriers within this State; and providing against discrimination in favor of or against individuals, associations of persons or corporations in the conduct of their business; requiring them to exchange tonnage with other common carriers, and to receive and transport petroleum oil tendered to them for transportation; empowering said Commission to make rules and regulations for their conduct; and to require the construction and maintenance by loading racks and transfer and delivery stations, and the transfer and delivery of petroleum from such common carrier to another, and to fix the charges therefor, and to define merchantable oil, and to fix the amount of deduction to be made therefrom on account of water and other foreign substances, and on account of evaporation and leakage, and giving said Commission plenary power to make rules and regulations for the control of such carriers, and power to enforce their rules and regulations and the provisions of this Act; fixing penalties for the violation of this Act, and the rules and orders of said Commission; making certain violations a criminal offense, and fixing the penalty therefor, and providing means for the recovery of such penalties as are not made criminal either by the State of Texas or the party aggrieved by such violation, naming the tribunal in which such recovery may be had; providing for the employment of an expert to assist the Commission, fixing his sal-

ary and making an appropriation therefor; levying a tax to pay such salary and other expenses; repealing all laws in conflict with this Act; providing that the invalidity of any part of this Act shall not invalidate the remaining parts thereof, and declaring an emergency," with amendments.

S. B. No. 71, A bill to be entitled "An Act creating and providing for the enforcement of liens for material, machinery or supplies furnished to, or for labor performed for, owners of lands, mines or quarries, or owners of leaseholds for oil, gas, or water wells, for oil or gas pipe lines and rights of way, or for mining or quarrying purposes, and for materials, machinery, supplies or labor for the construction, maintenance, operation or repair of oil, gas, or water wells, or for oil or gas pipe lines, mines or quarries, and prohibiting the sale or removal of property subject to such liens without the consent of the lienholders, and providing a penalty therefor," with amendment.

S. B. No. 75, A bill to be entitled "An Act to validate titles to school land which has been purchased from the State on condition of settlement and residence in cases where purchaser made settlement thereon and filed his affidavit of settlement in the General Land Office, but transferred the land before the expiration of one year from the date of award to another qualified purchaser; in cases where the purchaser settled on the land within the time required by the law but failed to file in the General Land Office his affidavit of settlement within the time required by law; in cases where the purchaser failed to settle on the land within ninety days from the date of award but actually settled on the land and filed his affidavit of settlement in the General Land Office as required by law; and in cases where the purchaser has been prevented from making settlement by being called into the military service of the State or United States, and declaring an emergency," with amendment.

S. B. No. 83, A bill to be entitled "An Act to amend Article 1307, Chapter 24, Title 25, Revised Civil Statutes of 1911, as amended by Chapter 152 of the General Laws passed by the Thirty-fourth Legislature, approved April 7, 1915, relating to corporations formed for the

purpose of storing, transporting, buying and selling oil and gas and other products, and declaring an emergency."

S. B. No. 107, A bill to be entitled "An Act to restore and confer upon the county court of Hansford County the civil and criminal jurisdiction belonging to said court under the Constitution and general statutes of Texas; to define the jurisdiction of said court; to conform the jurisdiction of the district court of said county to said change; to fix the time of holding court, and to repeal all laws in conflict with this Act, and declaring an emergency."

Respectfully,

O. P. BASFORD,  
Acting Chief Clerk, House of Representatives.

(President Pro Tem. Henderson in the chair.)

#### Request for Free Conference Committee on Senate Bill No. 37.

Senator Page sent up in writing the following privileged motion:

I move that the Senate do not concur in House Amendment to S. B. 37 and that a free conference committee be requested and that the following committee be elected on the part of the Senate:

Clark, Hudspeth, Caldwell, Dayton, Parr.

The motion was read and adopted.

#### Senate Bill No. 165.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 165, A bill to be entitled "An Act to amend Chapter 8, Acts of the Regular Session of the Twenty-eighth Legislature, the same being entitled 'An Act to aid the City of Galveston in elevating and raising said city so as to protect it from calamitous overflows by donating and granting to it the State ad valorem taxes and a part of the occupation and poll taxes collected on property and from persons in Galveston County for a period of fifteen years, and to provide a penalty for their misapplication,' by extending the provisions of said Act for a period of ten years from September 1, 1918."

The bill was read, and Senator Hall offered the following amendments, which were read and adopted, being voted on separately:

(1) Amend Senate Bill No. 165, page 4, by inserting after the words "of bonds," on line 4, the following: "heretofore issued and to be issued."

(2) Amend Senate Bill No. 165, page 4, line 4, by adding after the words "proceeds of which bonds" the following: "have been and."

(3) Amend Senate Bill No. 165, page 4, Section 5, by striking out in lines 6 and 7 the words "and to assist in rebuilding the causeway."

(4) Amend Senate Bill No. 165, page 2, Section 1, so that Section 1 will read as follows:

Section 1. That for a period of twenty-five years commencing with the fiscal year beginning September 1, 1903, and ending September 1, 1928, there be and are hereby donated and granted by the State of Texas to the City of Galveston the net amount of money collected from the following taxes:

The bill was read second time and passed to engrossment.

On motion of Senator Hall, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 165 was put on its third reading and final passage by the following vote:

Yeas—25.

Bailey.	Henderson.
Bee.	Hopkins.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	Johnston of Harris.
Caldwell.	King.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Westbrook.
Harley.	

Present—Not Voting.

Lattimore. Robbins.

Absent.

Alderdice. Woodward.  
Hudspeth.

Absent—Excused.

Sulter.

The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—27.

Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Henderson.	

Absent.

Alderdice. Woodward.  
Hudspeth.

Absent—Excused.

Sulter.

Senator Hall moved to reconsider the vote by which Senate Bill No. 165 was passed and table the motion to reconsider.

The motion to table prevailed.

#### Senate Bill No. 278—House Amendments Concurred In.

Senator Dean called up

S. B. No. 278, A bill to be entitled "An Act amending Articles 2440, 2441, 2442, 2443, 2444 and 2445, Chapter 2, Title 44, of the Revised Civil Statutes of the State of Texas of 1911."

The following House amendments were laid before the Senate and read:

Amend Senate Bill No. 278 by striking out the words "actually engaged in banking business as a bank or discount and deposit" in lines 25 and 26, page 1 and in lines 4 and 5, page 2 and in lines 8 and 9, page 2, and in lines 18 and 19, page 2, and in lines 27 and 28, page 2, and in lines 10 and 11, page 3, and in lines 31 and 32, page 5, and striking out Article 2444 and substitute in lieu thereof the following:

Article 2444. As soon as said bond be given and approved by the commissioners court, and the State Comptroller of Public Accounts, an order shall be made and entered upon the minutes of said court des-

ignating such banking corporation, association, or individual banker, as a depository of the funds of said county until sixty days after the time fixed for the next selection of a depository; and thereupon it shall be the duty of the county treasurer of said county, immediately upon the making of such order, to transfer to said depository all the funds belonging to said county, as well as all funds belonging to any district or other municipal subdivision thereof not selecting its own depository, and immediately upon the receipt of any money thereafter, to deposit the same with said depository to the credit of said county, districts and municipalities; and, for each and every failure to make such deposit, the county treasurer shall be liable to said depository for ten per cent upon the amount not so deposited, to be recovered by civil action against such treasurer and the sureties on his official bond in any court of competent jurisdiction in the county. And thereupon it shall also be the duty of the tax collector of such county to deposit all taxes collected by him, or under his authority, for the State and such county and its various districts and other municipal subdivisions in such depository or depositories, as soon as collected, pending the preparation of his report of such collections and settlement thereon, which shall bear interest on daily balances at the same rate as such depository or depositories have undertaken to pay for the use of county funds, and the interest accruing thereon shall be apportioned by the tax collector to the various funds earning the same. The bond of such county depository or depositories shall stand as security for all such funds. If the tax collector of such county shall fail or refuse to deposit tax money collected as herein required, he shall be liable to such depository or depositories for ten per cent upon the amount not so deposited and shall in addition be liable to the State and county and its various districts and other municipal subdivisions for all sums which would have been earned had this provision been complied with, which interest may be recovered in a suit by the State.

Upon such funds being deposited as herein required the tax collector and sureties on his bonds shall there-

after be relieved of responsibility for its safe keeping. All moneys subject to the control of the county treasurer or payable on his order belonging to districts or other municipal subdivisions selecting no depository, are hereby declared to be "county funds" within the meaning of this chapter and shall be deposited in accordance with its requirements and shall be considered in fixing the amount of the bond of such depository.

Senator Dean moved that the Senate concur in the foregoing House amendments, which motion prevailed by the following vote:

Yeas—28.

Bailey.	Hopkins.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Parr.
Floyd.	Robbins.
Gibson.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.

Absent.

Alderdice.	Hudspeth.
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Absent—Excused.

Suiter.

#### Senate Bill No. 22—Set as Special Order.

By unanimous consent and on request of Senator Bee,

S. B. No. 22 was set as a special order for next Thursday at the conclusion of the morning call.

#### House Bill No. 597.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 597 put on its second reading by the following vote:

Yeas—24.

Alderdice.	Buchanan of Bell.
Bailey.	Buchanan of Scurry.
Bee.	Caldwell.

Clark.	Johnston of Harris.
Dayton.	King.
Decherd.	Lattimore.
Floyd.	Parr.
Gibson.	Robbins.
Henderson.	Smith.
Hopkins.	Strickland.
Hudspeth.	Westbrook.
Johnson of Hall.	Woodward.

Absent.

Dean.	McCollum.
Hall.	McNealus.
Harley.	Page.

Absent—Excused.

Suiter.

The Chair laid before the Senate on second reading:

H. B. No. 597, A bill to be entitled "An Act to reorganize the Thirty-second, Thirty-ninth and Seventieth Judicial Districts so as to declare what counties compose the Thirty-second, Thirty-ninth and Seventieth Judicial Districts; to fix the time for holding courts in the various counties of said districts; to make all process issued to serve before this act takes effect including recognizances and bonds, returnable to the terms of court as herein fixed and continuing in office judges and district attorneys in each of said districts; to repeal all laws in conflict herewith, and declaring an emergency."

The Senate rule requiring committee reports to lie over one day was suspended.

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 597 was put on its third reading and final passage by the following vote:

Yeas—25.

Alderdice.	Floyd.
Bailey.	Gibson.
Bee.	Henderson.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Hudspeth.
Caldwell.	Johnson of Hall.
Clark.	King.
Dayton.	Lattimore.
Dean.	Page.
Decherd.	Parr.

Robbins.	Westbrook.
Smith.	Woodward.
Strickland.	

Absent.

Hall.	McCollum.
Harley.	McNealus.
Johnston of Harris.	

Absent—Excused.

Suiter.

The bill was laid before the Senate, read third time and passed by the following vote:

Yeas—25.

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Parr.
Dean.	Robbins.
Decherd.	Smith.
Floyd.	Strickland.
Gibson.	Westbrook.
Henderson.	Woodward.
Hopkins.	

Absent.

Alderdice.	Johnston of Harris.
Hall.	McCollum.
Harley.	

Absent—Excused.

Suiter.

Senator Buchanan of Scurry moved to reconsider the vote by which Senate Bill No. 597 was passed and table the motion to reconsider.

The motion to table prevailed.

#### Senate Bill No. 237.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 237, A bill to be entitled "An Act to amend Chapter 179 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-third Legislature, etc."

The committee report that the bill be not printed was adopted.

Pending special order.

## Senate Bill No. 153.

(By unanimous consent.)

The Chair laid before the Senate on third reading:

S. B. No. 153, A bill to be entitled "An Act creating the Pleasanton Independent School District, covering the same territory heretofore known as Common School District No. 1, in Atascosa County, Texas, and declaring an emergency."

The bill was read third time and passed by the following vote:

Yeas—23.

Balley.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	King.
Buchanan of Scurry.	Lattimore.
Caldwell.	McNealus.
Clark.	Page.
Dayton.	Robbins.
Dean.	Smith.
Decherd.	Strickland.
Floyd.	Westbrook.
Gibson.	Woodward.
Henderson.	

Absent.

Alderdice.	Johnston of Harris.
Hall.	McCollum.
Harley.	Parr.
Hopkins.	

Absent—Excused.

Sulter.

Senator Balley moved to reconsider the vote by which Senate Bill No. 153 was passed and table the motion to reconsider.

The motion to table prevailed.

## Senate Bill No. 167—Set As Special Order.

By unanimous consent and on request of Senator Smith, Senate Bill No. 167 was set as a special order for next Monday at the conclusion of the morning call.

## Senate Bill No. 225.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 225, A bill to be entitled "An Act creating the Georgetown Independent School District in the

County of Williamson, State of Texas; and providing for an emergency."

The committee report that the bill be not printed was adopted.

Senator Caldwell offered the following amendments, which were read and adopted, being voted upon separately:

(1) Amend Senate Bill No. 225 by striking out Section 1 thereof and insert in lieu thereof the following:

Section 1. That the Georgetown Independent School District is hereby created and established in Williamson County, Texas, including within its limits that certain territory described by metes and bounds as follows, to wit:

Beginning at the N. W. corner of the F. A. Hudson survey for the S. W. corner thereof; thence N. 71 E. at 3750 varas, pass the N. E. corner of Chandler Common School District No. 28, being also the N. W. corner of Robertson Common School District No. 23, 7785 varas intersect the E. line of Wm. Addison survey and W. line of Woodruff Stubblefield survey to corner; thence N. 19 W. to the San Gabriel river; thence up said San Gabriel river with its meanders to a point where the E. line of the N. Porter survey intersects the same; thence N. 19 W. with the N. line of said N. Porter survey about 2775 varas, to the N. E. corner of said N. Porter survey; thence S. 71 W. at 2500 varas pass the N. W. corner of said N. Porter survey and the N. E. corner of the Jos. B. Pulsifer survey for N. W. corner hereof; thence S. 19 E. with the W. line of said Jos. B. Pulsifer at 3333 1-3 varas pass the S. W. corner of same, and the N. W. corner of C. Stubblefield at 5555 1-3 varas, pass the S. W. corner of said Stubblefield and the N. W. corner of Ruidoso Irrigation Company survey at 5871 1-3 varas, pass the S. W. corner of same and the N. W. corner of the Lewis J. Dyches at 8093 1-3 varas to the place of beginning, and containing 15 square miles and ninety-eight acres of land.

(2) Amend Senate Bill No. 225 by striking out in Section 4 the words "and the purchasing, constructing, repairing, leasing or equipping" and insert in lieu thereof the following: "and the erection and equipment of".

The bill was read second time and passed to engrossment.

On motion of Senator Caldwell, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 225 put on its third reading and final passage by the following vote:

**Yeas—25.**

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McNealus.
Dayton.	Page.
Dean.	Robbins.
Floyd.	Smith.
Hall.	Strickland.
Harley.	Westbrook.
Henderson.	Woodward.
Hopkins.	

**Absent.**

Alderdice.	McCollum.
Decherd.	Parr.
Gibson.	

**Absent—Excused.**

Suiter.

The bill was laid before the Senate, read third time and passed by the following vote:

**Yeas—26.**

Bailey.	Hudspeth.
Bee.	Johnson of Hall.
Buchanan of Bell.	Johnston of Harris.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Floyd.	Robbins.
Hall.	Smith.
Harley.	Strickland.
Henderson.	Westbrook.
Hopkins.	Woodward.

**Absent.**

Alderdice.	Gibson.
Decherd.	Parr.

**Absent—Excused.**

Suiter.

Senator Caldwell moved to reconsider the vote by which Senate Bill No. 225 was passed and table the motion to reconsider.

The motion to table prevailed.

25—Senate.

**Executive Session—Time Set.**

Senator Caldwell moved that the Senate go into executive session at 10:30 o'clock next Friday morning for the purpose of considering all appointments of the Governor that have not yet been acted upon by the Senate.

The motion prevailed.

**Adjournment.**

At 5:20 o'clock p. m. on motion of Senator McNealus, the Senate adjourned until 10 o'clock Monday morning.

**APPENDIX.**

**Petitions and Memorials.**

A numerous signed petition to Senator Dayton from Sherman asking support of Car Shed Bill No. 59 by Strickland.

Senator Buchanan of Bell offered a petition supporting the confirmation of C. W. Woodman.

Senator Westbrook offered a petition relative to the medicine wagons, selling throughout the rural districts.

Senator Westbrook sent up a petition from Celeste, Texas, opposing the Nichols Bill.

**Engrossing Committee Reports.**

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 13, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 159, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 81, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 164, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 160, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 250, and find the same correctly engrossed.

ALDERDICE, Chairman.

Committee Room,  
Austin, Texas, February 9, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Engrossed Bills have carefully compared Senate Bill No. 246, and find the same correctly engrossed.

ALDERDICE, Chairman.

#### Committee Reports.

(Majority Report.)

Committee Room,  
Austin, Texas, February 8, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: We, a majority of your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 15, A bill to be entitled "An Act for the prevention of the unnecessary destruction and extinction within the State of Texas, of foxes, raccoons, minks, skunks, and other fur-bearing animals; and providing appropriate penalties;"

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do not pass.

PAGE, Chairman.

(Minority Report.)

Committee Room,  
Austin, Texas, February 8, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: We, a minority of your Committee on Criminal Jurisprudence, to whom was referred

Senate Bill No. 15,

Have had the same under consideration, and beg leave to report the bill back to the Senate, with the recommendation that it do pass.

CALDWELL.

Committee Room,  
Austin, Texas, February 8, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred S. B. 236: Be it enacted that Article 473 (336) Penal Code—Shooting in Public Place, be amended so as to hereafter read as follows: Article 473 (336) Shooting in Public Place.—If any person shall discharge any gun, pistol or firearms of any description, or shall discharge any cannon cracker or torpedo on or across any public square, street or alley in any city, town or village, or in any street, or in, along or across any public road, or within 100 yards of any business house or private residence within this State, he shall be fined in any sum not exceeding \$100,

Have had the same under consideration, and I am instructed to report the bill back to Senate with the recommendation that it do not pass.

PAGE, Chairman.

Committee Room,  
Austin, Texas, February 8, 1917.  
Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 90, A bill to be entitled "An Act to amend Article 1428,

Chapter 13, Title 19, of the Penal Code of the State of Texas relating to the obtaining of board and lodging under false pretenses or obtaining any property or thing of value, or the making, uttering or delivery of any check, draft or order in payment of any obligation to defraud; to prescribe a rule of evidence in prosecution thereunder; and to enact new sections in lieu thereof relating to the obtaining of board and lodging under false pretenses and prescribing penalties for violation thereof."

Have had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 57, A bill to be entitled "An Act to regulate the taking of pelts of fur-bearing animals, providing an open season for the killing of fur-bearing animals, and making a penalty for the violations thereof,"

Have had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do not pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 97, A bill to be entitled "An Act to prohibit any person other than the lawful owner or owners to use, traffic in, purchase, sell, convert, mutilate or destroy or to refuse to return to such owner, any milk cans, milk bottles, milk jars, butter boxes, ice cream cans or ice cream tubs, branded or stamped by, or bearing the private mark of such owner,"

Has had the same under consideration, and I am instructed to report the bill back to the Senate with the recommendation that it do not pass.

PAGE, Chairman

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 104, A bill to be entitled "An Act to prevent unnecessary cruelty in the catching and killing of wild animals, and to protect livestock and other domestic animals from injury, and prevent the extermination of wild animals usually hunted for sport, and to forbid the setting of any trap, snare or device for taking, catching or trapping such animals, and to prevent the taking, catching, killing or trapping of same in a cruel manner, and to provide a punishment for violation of such regulations,"

Has had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do not pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 157, A bill to be entitled "An Act to prevent accidents at railway grade crossings by requiring drivers of motor vehicles, automobiles and motor bicycles to stop before crossing said railway track or tracks at grade; and providing a penalty for violation of same,"

Has had the same under consideration, and I am instructed to report the bill back to the Senate, with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 91, A bill to be entitled "An Act to repeal Article 5663 of Chapter 3, Title 86 of the Revised Statutes of the State of Texas, relating to fixing a special lien in favor of hotels and boarding houses and providing a remedy for the enforcement of said lien by the advertising and sale of baggage and other property under the control

of the guests of such hotel keeper, inn keeper and boarding house keeper, and the application of the proceeds of said sale, defining the term hotel, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,  
Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 208, A bill to be entitled "An Act forbidding transaction of business in Texas under an assumed name other than the real name or names of the individuals conducting such business, unless such individuals file in the office of the clerk of the county where such business is to be conducted a certificate containing the names and addresses of such persons; providing for the keeping of special record of such certificates by the county clerks of the State; providing for a filing fee to be paid the county clerk for filing such certificate; naming it a misdemeanor not to comply with the provisions of this act, and fixing a penalty for such failure."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,  
Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 111, A bill to be entitled "An Act to regulate, control and license pool halls and billiard halls in the State of Texas and to provide for bond of the keepers of such halls before license will be issued and making it a misdemeanor to operate such halls without complying with the terms hereof, and providing punishment for running or operating such halls without first obtaining a license; to repeal Chapter 74 of the General Laws of Texas of the Thirty-third Legislature passed in 1913,"

Have had the same under consideration, and I am instructed to report it

back to the Senate with the recommendation that it do pass, with the following committee amendment.

Amend the bill by striking out the word "not" in Section 4 of the bill, in the sentence which reads as follows: "And the term 'anything of value' shall not include the usual fees charged."

PAGE, Chairman.

Committee Room,  
Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred S. B. No. 92, A bill to be entitled "An Act to amend Article 541a, Chapter 4, Title 7, to the law, in regard to the manner of enforcing the attendance of witnesses relating to the obtaining of money, property, or other things of value under false pretenses, or uttering or delivering any check, draft or order in payment of any obligation to defraud; and prescribing the manner in which such witnesses may be required to attend the trial of such cases, and providing for their pay,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,  
Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 132, A bill to be entitled "An Act declaring it the duty of the owner entitled to the beneficial use, rental or control of, or in case of a non-resident, the occupant or lessee of, any building three or more stories in height, constructed, used or intended to be used, as a hospital, seminary, college, academy, schoolhouse, dormitory, hotel, lodging house, apartment house, rooming house, boarding house, theatre, or any place of public amusement, lodge, hotel, or any hall used for public gatherings, or any manufacturing establishment, or industrial plant, wholesale or retail store, workshop, warehouse, office building and any building erected by any municipal, county or state authority wherein public assemblies are permitted, or sleeping apartments are

provided on any floor above the second, to erect and fix to every such building one or more adequate fire escapes. Defining an adequate fire escape as required by this act; providing for the promulgation of specifications for each type of fire escape permitted by the terms hereof, by the Fire Marshal of the State Fire Insurance Commission and making it the duty of said Fire Marshal to enforce the provisions of the Act with the assistance of fire chiefs and city fire marshals, as required by this Act; providing how notice shall be given to any owner, occupant, or lessee to erect fire escapes; providing remedies and penalties with regard to the enforcement thereof, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Criminal Jurisprudence, to whom was referred

S. B. No. 67, A bill to be entitled "An Act to amend Article 1120 of Chapter 2, Title 15 of the Code of Criminal Procedure of the State of Texas of 1911; repealing Articles 3881, 3882, 3883, 3887, 3889, 3893, 3897, 3898, and 3903 of Chapter 121, of the General Laws of the State of Texas passed by the Thirty-third Legislature in its Regular Session of 1911, in so far as said Articles 3881, 3882, 3883, 3887, 3893, 3897, 3898 and 3903 of Chapter 121, of the General Laws of the State of Texas passed by the Thirty-third Legislature, 1911, relates to district attorneys whose districts are composed of two or more counties; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

PAGE, Chairman.

Committee Room,

Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: A majority of your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 108, A bill to be entitled "An Act providing for State-wide tick eradication throughout the State of Texas, and to provide for the expenses of conducting the work in the several counties, to prescribe penalties for violations of this Act and to provide process to compel compliance by Commissioners Courts and the members thereof with the provisions of this Act, and of orders and regulations of the State of Texas Live Stock Sanitary Commission, and repealing all laws and parts of laws in conflict herewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass, but Committee Substitute pass in lieu thereof, and the substitute be not printed in the Journal.

CLARK, Chairman.

Committee Room,

Austin, Texas, February 8, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: Your Committee on State Institutions and Departments have had under consideration

S. B. No. 267, A bill to be entitled "An Act to define a delinquent child and to regulate the treatment and control of same; providing for commitment of the delinquent and incorrigible juvenile in the State institution to be hereafter known as the State Training School for Boys, located at Gatesville, Coryell County, Texas,"

And I am instructed to report the same back to the Senate with the recommendation that it do pass.

STRICKLAND, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred

H. B. No. 271, A bill to be entitled "An Act creating a more efficient road system for Hopkins County, etc., and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass and be not printed.

Caldwell, Chairman; Gibson, Buch-

anan of Scurry, Smith, Strickland, Clark, Floyd.

(Floor Report.)

Senate Chamber,  
Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate:

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 597, A bill to be entitled "An Act to rearrange the Thirty-second, Thirty-ninth and Seventieth Judicial Districts, providing the time for holding courts in the said counties, etc., and declaring an emergency,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

Buchanan of Scurry, Chairman; Henderson, Dean, Johnston of Harris, Hall, Parr.

(Floor Report.)

Senate Chamber,  
Austin, Texas, February 9, 1917.

Hon. W. P. Hobby, President of the Senate.

Sir: Your Committee on Judicial Districts, to whom was referred

S. B. No. 330, A bill to be entitled "An Act to create a Criminal District Court for the counties of Nueces, Kleberg, Willacy and Cameron, and to prescribe the jurisdiction thereof as a criminal court; and also conferring upon said court the power to try and determine divorce causes, to fix the time for holding the terms thereof; provide for the appointment and election of the judge thereof; to provide for the sheriff, clerk and attorney thereof, and their election; to limit and conform thereto the jurisdiction of the court of the Twenty-eighth Judicial District of the State of Texas; to conform and validate all writs, processes, bonds, recognizances, and drawing of petit and grand juries of such courts to the changes made herein; and to define the jurisdiction of the District Court of the Twenty-eighth Judicial District of Texas; to repeal all laws and parts of laws in conflict herewith and declaring an emergency,"

Have had the same under consideration and I am instructed to report it back to the Senate with the recom-

mendation that it do pass but be not printed.

Buchanan of Scurry, Chairman, Johnston of Harris, Henderson, Hall, Parr.

## TWENTY - SIXTH DAY.

Senate Chamber,  
Austin, Texas,  
Monday, February 12, 1917.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Pro Tem. Henderson.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey.	Hopkins.
Bee.	Hudspeth.
Buchanan of Bell.	Johnson of Hall.
Buchanan of Scurry.	King.
Caldwell.	Lattimore.
Clark.	McCollum.
Dayton.	McNealus.
Dean.	Page.
Decherd.	Robbins.
Floyd.	Smith.
Gibson.	Strickland.
Hall.	Westbrook.
Harley.	Woodward.
Henderson.	

Absent.

Johnston of Harris.

Absent—Excused.

Alderdice. Sulter.  
Parr.

Prayer by the Chaplain.

Pending the reading of the Journal of Friday, the same was dispensed with on motion of Senator Clark.

Excused.

Senator Alderdice for today, on account of sickness, on motion of Senator Robbins.

Senator Parr for today on account of important business, on motion of Senator Bee.

Petitions and Memorials.

See Appendix.